

**SUPREME COURT MINUTES
TUESDAY, DECEMBER 6, 2005
LOS ANGELES, CALIFORNIA**

The Supreme Court of California convened in its courtroom in the Ronald Reagan State Office Building, Third Floor, South Tower, 300 South Spring Street, Los Angeles, California, on December 6, 2005, at 2:00 p.m.

Present: Chief Justice Ronald M. George, presiding, and Associate Justices Kennard, Baxter, Werdegarr, Chin, and Moreno.

Officers present: Frederick K. Ohlrich, Clerk; and Gail Gray, Calendar Coordinator.

S112621 Eugene Evans et al., Plaintiffs and Appellants,
v.
City of Berkeley et al., Defendants and Respondents.
To be called and continued to the January 10, 2006 oral argument calendar.

In light of the current vacancy on the California Supreme Court, the Honorable Madeline I. Flier, Associate Justice, Court of Appeal, Second Appellate District, Division Eight, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the Court at the bench.

S123203 Terry Rusheen, Cross-complainant and Appellant,
v.
Barry E. Cohen et al., Cross-defendants and Respondents.
Cause called. Mr. Raul L. Martinez, argued for Respondents.
Mr. Mark E. Ellis, opened argument for Amicus Curiae California Association of Collectors.
Mr. Robert F. Henry continued argument for Appellant.
Mr. Martinez replied.
Cause submitted.

Justice Flier, not participating in consideration of the following case, did not join the bench.

In light of the current vacancy on the California Supreme Court, the Honorable Gene M. Gomes, Associate Justice, Court of Appeal, Fifth Appellate District, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the Court at the bench.

S031423 The People, Respondent,

v.

Gregory Allen Strum, Appellant.

Cause called. Mr. John Fresquez, Office of the Public Defender, argued for Appellant.

Mr. Karl T. Terp, Office of the Attorney General, argued for Respondent.

Mr. Fresquez replied.

Cause submitted.

Justice Gomes, not participating in consideration of the following case, did not join the bench.

In light of the current vacancy on the California Supreme Court, the Honorable Franklin D. Elia, Associate Justice, Court of Appeal, Sixth Appellate District, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the Court at the bench.

S063274 In re Ralph International Thomas

on

Habeas Corpus.

Cause called. Mr. Alex Reisman, Court-appointed Counsel, argued for Petitioner.

Mr. Dane Gillette, Office of the Attorney General, argued for Respondent.

Mr. Reisman replied.

Cause submitted.

Court recessed until 9:00 a.m., Wednesday, December 7, 2005.

S132814

B163115 Second Appellate District,
Division Two

OAKLAND RAIDERS v. NATIONAL FOOTBALL
LEAGUE (TAGLIABUE)

Extension of time granted

to January 9, 2006 to appellant to file its reply
brief on the merits.

S133794

B174826 Second Appellate District,
Division Four

PIONEER ELECTRONICS v. S.C. (OLMSTEAD)

Extension of time granted

to February 3, 2006 to plaintiff and real party of
interest to file reply brief.